

PATENT**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: S. Safar, et al.

Serial No.: 10/512,033

Filed: October 20, 2004

For: STRUCTURE AND METHOD FOR
HANDLING MAGNETIC PARTICLES IN
BIOLOGICAL ASSAYS

Examiner: Not Yet Assigned

Group Art Unit: Not Yet Assigned

Attorney Docket No.: 6416.US.03

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service as Express Mail Post Office to Addressee Service under 37 C.F.R. 1.10 on the date shown below with sufficient postage addressed to the:

Mail Stop: PCT
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Date of Deposit: 09/15, 2005

Angela F. Lummus

09/15/05

Date

**Petition for Extension of Time
Response to Notification of Missing Requirements**

Commissioner for Patents
 PO Box 1450
 Alexandria, VA 22313-1450

Sir:

Applicants respectfully petition the Office for a one-month extension of time to respond to a Notification of Missing Requirements Under 35 U.S.C. 371 mailed June 24, 2005. The Notification indicates that Applicants must file an oath or declaration of the inventors in compliance with 37 CFR 1.497(a) and (b), identifying the application by the international application number and international filing date. A previously filed oath or declaration was found not in compliance because it was not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68. A Late Oath or Declaration Surcharge of One Hundred Thirty US Dollars (\$130) is also required. A copy of the Notification must be returned with the response.

12/15/2005 SAHMEED 00000001 230785 10512033
 Applicants submit herewith an executed Declaration and Power of Attorney to comply with the Notification. Also submitted herewith is a copy of the Notification of Missing Requirements.
 01 FC:1617 Last ~~130.00~~ ^{120.00} DA
 02 FC:1251 Office is authorized to charge Deposit Account No. 23-0785 for the \$130 Late Oath or Declaration Surcharge.

The required oath or declaration and surcharge were to be submitted within two months from the date of the Notification. However, the period for response may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a). Since the original two-month period for response ended August 24, a one-month extension of time is required.

Accordingly, Applicants petition for the one-month extension. Finally, the Office is authorized to charge Deposit Account No. 23-0785 for the \$120 fee specified by 37 CFR 1.17(a)(1) for processing Applicants' petition.

Applicants submit their response to the Notification is complete and no other fees are required. Nevertheless, the Office is hereby authorized to charge to Deposit Account No. 23-0785 for any additional fees under that may be required by this paper.

Respectfully submitted,

Date: Sept. 15, 2005

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